

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

DAVE CARLTON and SHARON KEGERREIS,  
Individually and On Behalf of All Others  
Similarly Situated,

Plaintiff,

vs.

FRED CANNON, JOHN K. KARNES, and  
VINOD KHOSLA,

Defendants.

Civil Action No.: 4:15-cv-00012 (LHR)

**[PROPOSED] ORDER DENYING DEFENDANTS' MOTIONS  
TO DISMISS THE THIRD AMENDED CLASS ACTION COMPLAINT**

On this day, the Court, having considered Defendants Fred Cannon's Motion to Dismiss the Third Amended Class Action Complaint, John K. Karnes's Motion to Dismiss the Third Amended Class Action Complaint, and Vinod Khosla's Motion to Dismiss the Third Amended Class Action Complaint (collectively, "Defendants' Motions to Dismiss"), and papers submitted in connection therewith, and having heard oral argument thereon, hereby

ORDERS that Defendants' Motions to Dismiss are DENIED; and further

ORDERS that the parties appear for a case management conference on \_\_\_\_\_.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Honorable Lee H. Rosenthal  
United States District Judge